

TITLE 16. VETERINARY MEDICAL BOARD

NOTICE IS HEREBY GIVEN that the Veterinary Medical Board (hereinafter referred to as "Board") is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments orally or in writing relevant to the action proposed at a hearing to be held at the Veterinary Medical Board, 1424 Howe Avenue, Conference Room F, Sacramento, California 95825, at 10:15 a.m., on July 9, 2003. Written comments must be received by the Board at its office not later than 5:00 p.m. on July 7, 2003, or must be received by the Board at the hearing. Written comments may be submitted by mail at the address listed on the last page of this notice, by E-mail at vmb@dca.ca.gov and by fax at (916) 263-2621.

The Board, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

Authority and Reference: Pursuant to the authority vested by Sections 4808 of the Business and Professions Code, and to implement, interpret or make specific Sections 4853 and 4854 of said Code, the Board is considering changes to Division 20 of Title 16 of the California Code of Regulations as follows:

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Existing law authorizes the Veterinary Medical Board to amend, adopt, and enforce those laws applicable to the practice of veterinary medicine. This regulatory proposal will amend the regulations relevant to the minimum standards of practice required for veterinarians practicing veterinary medicine within a small animal mobile clinic.

1. Amend section 2030.2. The existing regulations specify the facility requirements for small animal mobile clinics that function as a veterinary premises and provide veterinary services to common domestic household pets. This regulatory proposal amends the regulations by 1) changing the examination room requirement; 2) changing the separate surgery room requirement; and 3) extending the compliance date for facilities required to have a separate surgery room.

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None

Nondiscretionary Costs/Savings to Local Agencies: None

Local Mandate: None

Cost to Any Local Agency or School District for Which Government Code Section 17561 Requires Reimbursement: None

Business Impact:

The Board has made an initial determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting California businesses, including the ability of California businesses to compete with businesses in other states.

Impact on Jobs/New Businesses:

The Board has determined that this regulatory proposal will not have any impact on the creation of jobs or businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

Cost Impacts on Representative Private Persons or Businesses: The Board is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Effect on Housing Costs: The Board has made an initial determination that the proposed regulatory action would have no effect on housing costs.

EFFECT ON SMALL BUSINESSES

The Board has determined that the proposed regulations would not affect small businesses.

Existing law requires all small animal mobile clinics to have a separate surgery room to perform aseptic surgery. It also requires that there be a separate examination room. This regulatory proposal clarifies what types of small animal mobile clinics must comply with the separate room requirements. The proposal also gives an extension of time for affected facilities to meet the separate room requirement. This proposal does not create any additional requirements for small animal mobile clinics.

CONSIDERATION OF ALTERNATIVES

The Board must determine that no reasonable alternative considered by the Board or that has otherwise been identified and brought to the attention of the Board would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposal described in this Notice.

Any interested person may present statements or arguments orally or in writing relevant to the above determinations at the above-mentioned hearing.

INITIAL STATEMENT OF REASONS AND INFORMATION

The Board has prepared an initial statement of reasons for the proposed action and has available all the information upon which the proposal is based.

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing upon request by contacting Deanne Pearce, (916) 263-2610, at the Veterinary Medical Board, at 1420 Howe Avenue, Suite 6, Sacramento, California 95825-3228.

AVAILABILITY AND LOCATION OF THE FINAL STATEMENT OF REASONS AND RULEMAKING FILE

All the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public inspection at the address listed above. To inspect the rulemaking file contact the person identified below.

You may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the contact person named below or by accessing the website listed below.

CONTACT PERSON

Inquiries concerning the proposed administrative action may be addressed to Deanne Pearce at the above address or at (916) 263-2610

The backup contact person is Jennifer Thornburg (916) 263-2610. The person designated to respond to questions on the substance of the regulatory proposal is Deanne Pearce (916) 263-2610.

BOARD INTERNET WEBSITE:

The Board maintains a website at www.vmb.ca.gov where rulemaking file documents may be accessed.